

04-23-01

GAU 3713

Date 4/20/01 Label No. 853600167-05

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Jessica Brey Name (Print)

Jessica Brey Signature

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PATENT TRADEMARK OFFICE

Docket No. 67271E304-US1  
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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Oz GABAI et al.

Serial No.: 09/602,892

Group Art Unit: 3713

Filed: June 23, 2000

Examiner: Not Assigned

For: INTERACTIVE TOY

April 20, 2001

### INFORMATION DISCLOSURE STATEMENT

Hon. Commissioner of  
Patents and Trademarks  
Washington, DC 20231

Sir:

This Information Disclosure Statement is submitted in accordance with 37 C.F.R. 1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the

above-identified application, and any other application relying on the filing date of  
the above-identified application or cross-referencing it as a related application.

1. This IDS should be considered, in accordance with 37 C.F.R. 1.97, as it  
is filed:

(Check one of the boxes A-D)

A. Within three months of the filing date of the above-identified national  
application or within three months of the entry into the national stage of the above-  
identified international application.

B. before the mailing date of a first office action on the merits, or a first  
office action after filing a request for continued examination.

C. after (A) and (B) above, but before the mailing date of a final rejection, a  
notice of allowance, or any other action that closes prosecution, and Applicants  
have made the necessary statement in box "i" below or paid the necessary fee in  
box "ii" below.

(check one of the boxes "i" and "ii" below:)

i. Counsel states that, upon information and belief, each item of  
information listed herein was either (a) cited in a communication from a foreign  
patent office in a counterpart foreign application not more than three months prior  
to the filing of this IDS; or (b) was not cited in a communication from a foreign  
patent office in a counterpart foreign application and, to the knowledge of  
undersigned after making reasonable inquiry, was not known to any individual

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designated in 1.56(c) more than three months prior to the filing of this IDS.

ii.11. A check for the fee set forth in 1.17(p), presently believed to be \$180, is enclosed.

D. after (A), (B) and (C) above, but before payment of the issue fee:

Counsel states that, upon information and belief, each item of information listed herein was either (i) cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the IDS; or (ii) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.

i. A check for the fee set forth in 1.17 (p), presently believed to be \$180, is enclosed.

2. In accordance with 37 C.F.R. 1.98, this IDS includes a list (e.g., form PTO-1449) of all patents, publications, or other information submitted for consideration by the office, either incorporated into this IDS or as an attachment hereto. A copy of each document listed is attached, except as explained below.

(check boxes A and/or B and fill in blanks, if appropriate.)

A. Document(s) \_\_\_\_\_ is (are) deemed substantially cumulative to document(s) \_\_\_\_\_, and, in accordance with 1.98(c), only a copy of each of the latter documents is enclosed.

[X] B. Certain documents were previously cited by or submitted to the Office in the following prior applications, which are relied upon under 35 U.S.C. 102(e) or 103(a). The prior applications are identified below. The prior applications are identified below.

120:

U.S. Patent Application Serial No. 09/081,255, filed May 19, 1998, now U.S. Patent No. 6,160,986, issued December 12, 2000.

Applicant Identifies these documents by attaching hereto copies of the forms PTO-892 and PTO- 1449 from the files of the prior application(s) or a fresh PTO- 1449 listing these documents, and request that they be considered and made of record in accordance with 1.98(d). Per 37 CFR 1.98(d), copies of these documents need not be filed in this application.

- [ ] 3. Document(s) \_\_\_\_\_ are not in the English language. In accordance with 1.98(c), Applicant states:
- [ ] An English translation of each document (or of the pertinent portions thereof), or a copy of each corresponding English-language patent or application is enclosed.
- [ ] A concise explanation of the relevance of document(s) \_\_\_\_\_ is found in the attached search report (see MPEP § 609 A(3)x).
- [ ] A concise explanation of the relevance of document(s) \_\_\_\_\_ is set forth as follows: [Insert concise explanation of relevance]
- [ ] A concise explanation of the relevance of document(s) \_\_\_\_\_

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can be found on page(s) \_\_\_\_ of the specification.

A concise explanation of document(s) \_\_\_\_ can be found on the attached sheet.

4. No explanation of relevance is necessary for documents in the English language (see MPEP § 609 A(3)).

5. Other information being provided for the examiner's consideration follows:

A Supplemental European Search Report, dated October 6, 1999, which issued during the prosecution of European Application No. EP 98 94 0531, which corresponds to the present application.

6. In accordance with 37 C.F.R. 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless other-wise indicated, the date of publication indicated for an item is taken from the face of' the item and Applicant reserves the right to prove that the date of publication is in fact different.

CROSS REFERENCE UNDER 37 C.F.R. §1.78 TO RELATED APPLICATIONS

Pursuant to 37 C.F.R. § 1.79, Applicant notes that the above-identified patent application may be related to the following U.S. Patent Applications:

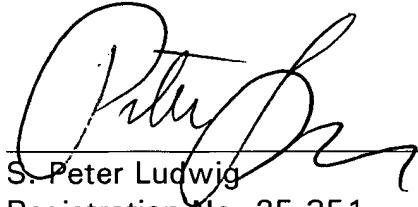
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(1) U.S. Patent Application Serial No. 09/081,255, entitled INTERACTIVE  
TOY, filed May 19, 1998, now U.S. Patent No. 6,160,986.

Early and favorable consideration is earnestly solicited.

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Respectfully submitted,



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